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OCT 1 4 2004



# **FAX LEAD SHEET**

FAX REFERENCE NUMBER: HP06DA2NCA

DATE: OCT. 14, 2004

TO: COMMISSIONER OF PATENTS

Technology Center: 1600

ATTN.: Examiner My-Chau T. Tran

**Art Unit: 1639** -

**FAX NUMBER SENDING TO: (703) 872-9306** 

(Central Fax No.)

FROM: Elizabeth E. Leitereg, Esq.

FAX NUMBER:

Reg. No. 34,101

(775) 849-3143

Attorney for Applicant

If illegible when received,

NUMBER OF PAGES: 9

49-3085 (Including this page)

please call: (775) 849-3085

SUBJECT: OFFICIAL RESPONSE/AMENDMENT to OFFICE

ACTION MAILED 09/15/04 for SN 10/043,590 ('Notice of

Non-Compliant Amendment')

## MESSAGE

To Whom It May Concern:

# Received by US Patent and Trademark Office:

Official Response/Amendment (6 pages) with Certificate of Facsimile Transmission (on page 6); and

Transmittal Letter (1 page, 2 copies) with Cert. of Fax Transmission.

# For Patent Application of:

Michel G. M. Perbost et al.

Serial Number: 10/043,590

Filed: Jan. 9, 2002

Entitled: "Method of Shielding Biosynthesis Reactions from the

Ambient Environment on an Array"

From: Elizabeth E. Leitereg, Reg. No. 34,101

(for Dianne M. Rees, Reg. No. 45,281, Agilent Technologies, Inc.)

Attorney Docket No. 10991396-2

Dated: Oct. 14, 2004

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8** 

I hereby certify that this correspondence and the documents listed above are being facsimile transmitted to the United States Patent and Trademark Office to the Central Facsimile Number (703) 872-9306 on the date shown below.

Elizabeth E. Leitereg

Date

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ATTORNEY DOCKET NO. 10991396-2

AGILENT TECHNOLOGIES, INC. Legal Department, DL429 Intellectual Property Administration P. O. Box 7599 Loveland, Colorado 80537-0599

Oct 14 2004 3:52PM

OCT 1 4 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michel G. M. Perbost et al.

Serial No.: 10/043,590

Examiner: My-Chau T. Tran

Filing Date: January 9, 2002

Group Art Unit: 1639

Title: Method of Shielding Biosynthesis Reactions from the Ambient Environment on an Array

**COMMISSIONER FOR PATENTS** 

P.O. Box 1450

Alexandria VA 22313-1450

#### TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

SIF:								
ran	smitted he	rewith is/are the fo	llowing in	the ab	ove-identified a	oplication:		*
Ø	Response	/Amendment				Petition	to extend	time to respond
<b></b>	New fee a	as calculated below	,			Supplen	nental Dec	laration
Ø	No addition	onal fee (Address	envelope	to "M	ail Stop Non-Fee	Amendm	ents")	
	Other:	· ·				(Fee \$_	)	
	(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA		(4) GHEST NUMBER IOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
	OTAL LAIMS	19	MINUS		20	-	X 18	\$ 0.00
	IDEP.	3	MINUS		3	=	X 86	\$ 0.00
	FIRST PRES	+ 290	\$ 0.00					
	EXTENSION FEE	1 <sup>8T</sup> MONTH 110.00	2 <sup>ND</sup> MON- 420.00			4 <sup>TH</sup> MONTH 1480.00		\$ 0.00
	THER FEES	\$ 0.00						
				TOTAL	ADDITIONAL FEE F	FOR THIS AN	MENDMENT	\$ 0.00

Charge \$0.00 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this is paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Date of facsimile: October 14, 2004

Typed Name: Elizabeth E. Leitereg

Signature

Respectfully submitted, Michel G. M. Perbost et al.

Elizabeth E. Leitereg

Attorney/Agent for Applicant(s)

Reg. No. 34,101

Date: October 14, 2004

Telephone No. (775) 849-3085

AGILENT TECHNOLOGIES, INC, Legal Department, DL429 Intellectual Property Administration P. O. Box 7599 Loveland, Colorado 80537-0599

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ATTORNEY DOCKET NO. 10991396-2

OCT 1 4 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michel G. M. Perbost et al.

Serial No.: 10/043,590

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#### TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Respons	e/Amendment		Petition to extend time to respon								
. New fee	as calculated below		Supplemental Declaration -								
No addit	ional fee (Address	envelope	to "M	ail Stop Non-Fee	Amend	nent	s")				
Other: _	<u></u>				(Fee \$	3	_)				
CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY											
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	NUMBER HIGHEST NUMBER			F	(6) RATE	(7) ADDITIONAL FEES			
TOTAL CLAIMS	19	MINUS		20	=	×	18	\$ 0.00			
INDEP. CLAIMS	3	MINUS		3	=	×	86	6 0.00			
	SENTATION OF A MULT	IPLE DEPEND	ENT C	_AIM		+	290 .	\$ 0.00			
EXTENSION FEE	1 <sup>ST</sup> MONTH 110.00	2 <sup>ND</sup> MONTH 420.00		3 <sup>RD</sup> MONTH 950.00	4 <sup>™</sup> MONTH 1480.00 □			\$ 0.00			
						OTHE	R FEES	\$ 0.00			

Charge \$0.00 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

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Signature:

Respectfully submitted, Michel G. M. Perbost et al.

Y <u>Cluabeth</u> E. Leitereg

Attorney/Agent for Applicant(s)

Reg. No. 34,101

Date: October 14, 2004

Telephone No. (775) 849-3085

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AGILENT TECHNOLOGIES, INCCENTRAL FAX CENTER PATENT APPLICATION Legal Department, M/S DL429 ATTORNEY DOCKET NO. 10991396-2

Intellectual Property Administration P. O. Box 7599

OCT 1 4 2004

Loveland, CO 80537-0599

RESPONSE/AMENDMENT dated Oct. 14, 2004

**OFFICIAL** 

Appl. No.

10/043,590

Confirmation No. 6342

Applicant

Michel G. M. Perbost et al.

Filed : TC/A.U.

Jan. 9, 2002 1600/1639

Examiner

My Chau T Tran

Docket No. : Customer No. :

10991396-2

022878

Title

METHOD OF SHIELDING

**BIOSYNTHESIS REACTIONS** 

FROM THE AMBIENT

**ENVIRONMENT ON AN ARRAY** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE/AMENDMENT

Sir:

In response to an Office Action - Notice of Non-Compliant Amendment of Sep. 15, 2004, please find enclosed a corrected Amendments to the Claims section for the Response/Amendment filed Sep. 1, 2004 for the above-identified application.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

A Certificate of Mailing or Transmission is provided on the last page of this document and applies to this document and any attachments thereto.